/261 cont./

000 D 431 8 572 is present at all. The heir of the warrantor is also liable. The giver is offended by a refusal to accept a gift. A counter-gift of approximately the same value follows gift-giving. The giver spits upon the gift when he hands it over. The Wandorobo never conclude into blood friendships among themselves, but only -- and, to be sure, very rarely -- with members of other tribes. The ceremony observed for this resembles the one described above among the Masai. If a stranger has bought ivory from him and paid only part of the price, the ol doroboni often likes to conclude blood friendship with him because he thinks that then the debtor must die if he does not repay the debt as quickly as possible (1).

D [177] [426]

D [177]

1. This view is in general rare; it was not originally peculiar to the Asá, but adopted.

D 682 628 [171] [672]

As among the Masai, the legal view makes no distinction between murder and manslaughter, but indeed between the latter and negligent homicide. A murderer caught in the very act is subject to blood revenge, for the execution of which every man belonging to the family of the one murdered and in some districts also any of his friends and campmates are justified. If the avengers do not succeed in capturing the murderer on the day of the murder, /262/ the latter is safe from blood revenge, for people see in the unsuccessful search for him a command of God to let him live. To atone for his deed, however, he must pay the principal heir of the deceased one large and two small ivory tusks. Negligent homicide is punished by the payment of a medium-sized ivory tusk. If the perpetrator and the one who was killed belong to the same lineage, the punishment is considerably less than if they are from different lineages of the same tribe. On the other hand, if the two belong to different tribes, the ones entitled to blood revenge often hand over the execution of it to the Masai, who kill the perpetrator, even if they do not capture him until after several months. Up to the completed payment the perpetrator is regarded as puni-andet, corresponding to the ol oikobani of the Masai. If an Asá kills a Masai blacksmith, the deed remains unpunished because the blacksmiths are too weak for revenge and the Masai would

D [648]

D M 682 648 M [564] [326]